

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1552*

House Bill No. 1522

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-28-102, is amended by adding the following language as new, appropriately designated subdivisions:

() "End date profit share percentage" means a fee paid to the state by a qualified TNInvestco as provided in § 4-28-109 in an amount equal to ninety-nine percent (99%) of all distributions or payments made by a qualified TNInvestco that are not classified as qualified distributions, other than distributions or repayments of capital contributions by the TNInvestco's equity owners who are not participating investors and that occur after the program end date;

() "Program end date" means December 31, 2023;

SECTION 2. Tennessee Code Annotated, Section 4-28-108(c), is amended by deleting the language "The profit share percentage shall be paid to the state" and substituting instead the language "The profit share percentage or the end date profit share percentage shall be paid to the state".

SECTION 3. Tennessee Code Annotated, Section 4-28-109(a)(1)(A), is amended by deleting the following language:

At any time that the TNInvestco makes distributions, other than qualified distributions or distributions representing repayments of capital contributions, to its equity investors, the qualified TNInvestco shall pay to the state the profit share percentage.

and substituting instead the following:



0262829022



008099

Prior to or on the program end date, at any time that the TNInvestco makes distributions, other than qualified distributions or distributions representing repayments of capital contributions, to its equity investors, the qualified TNInvestco shall pay to the state the profit share percentage. After the program end date, at any time that the TNInvestco makes distributions, other than qualified distributions or distributions representing repayments of capital contributions, to its equity investors, the qualified TNInvestco shall pay to the state the end date profit share percentage.

SECTION 4. Tennessee Code Annotated, Section 4-28-109(a)(1)(B), is amended by deleting the language "to support the state's profit share percentage" and substituting instead the language "to support the state's profit share percentage or the end date profit share percentage".

SECTION 5. Tennessee Code Annotated, Section 4-28-115, is amended by adding the following language at the end of the section:

Qualified investments that are liquidated after the program end date must be distributed between the qualified TNInvestco and the state according to the end date profit share percentage.

SECTION 6. This act takes effect upon becoming a law, the public welfare requiring it.

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 122*

House Bill No. 1501

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, is amended by adding the following as a new part:

49-6-3601.

This part is known and may be cited as the "School Turnaround Pilot Program Act."

49-6-3602.

As used in this part:

- (1) "Department" means the department of education;
- (2) "Non-pilot school" means a priority school that is not assigned by the department to participate in the school turnaround pilot program;
- (3) "Priority school" means a school placed in priority status pursuant to § 49-1-602 that is identified by the commissioner of education as a priority school;
- (4) "School in need of intervention" means a priority school that is assigned by the department to the school turnaround pilot program; and
- (4) "School turnaround pilot program" or "pilot program" means the pilot program developed by the department in accordance with this part.

49-6-3603.

(a) The department shall create and develop a four-year school turnaround pilot program for priority schools pursuant to § 49-6-3604.



0758109744



008055

(b) The department shall select five (5) priority schools that are diverse geographically and diverse in grade levels to participate in the pilot program.

(c) The department shall operate and administer the pilot program for four (4) school years beginning with the 2021-2022 school year. In the 2021-2022 school year, schools in need of intervention must develop a school turnaround plan.

(d)

(1) In the three (3) school years from the 2022-2023 school year through the 2024-2025 school year, each school in need of intervention must implement the school's respective school turnaround plan.

(2) The department shall evaluate the progress of each school in need of intervention to determine whether the school meets the priority school exit criteria established by the state's federally approved Every Student Succeeds Act (ESSA) plan established pursuant to the Every Student Succeeds Act (ESSA) (20 U.S.C. § 6301 et seq.) at the end of each school year of the pilot program. The department shall begin the department's evaluations of schools in need of intervention pursuant to this subdivision (d)(2) following the 2022-2023 school year and shall conclude its evaluations at the end of the 2024-2025 school year.

(e) By October 1, following the end of each school year in which the school turnaround pilot program is in effect, and at the end of the pilot program, the department shall file with the education committees of the senate and the house of representatives a report evaluating the progress of the pilot program. The report must address the implementation and effectiveness of comprehensive support and improvement plans implemented by non-pilot schools and school turnaround plans implemented by schools in need of intervention in addressing the prioritized needs of the respective school that resulted in the school's designation as a priority school. The final report must:

(1) Compare the student performance outcomes for the schools in need of intervention and for the non-pilot schools;

(2) Compare the outcomes for each of the schools in need of intervention, identifying:

(A) How the school turnaround plans developed by the schools in need of intervention that met the priority school exit criteria during the pilot program differ from the schools in need of intervention that did not meet the priority school exit criteria during the pilot program; and

(B) How the schools in need of intervention that did not meet the priority school exit criteria during the pilot program improved, if at all, during the pilot program; and

(3) Make recommendations as to whether the school turnaround plans developed as part of the pilot program should be replicated in non-pilot schools.

49-6-3604.

(a) The department shall use the same outcomes-based performance measures used in the state's accountability model to designate priority schools as schools in need of intervention for purposes of the school turnaround pilot program.

(b) Before the department designates a priority school as a school in need of intervention in accordance with subsection (a), the department shall develop a model school turnaround plan for local boards of education, school turnaround committees, and independent school turnaround experts to reference when creating school turnaround plans for schools in need of intervention.

49-6-3605.

(a) A local board of education shall require a priority school to participate in the school turnaround pilot program if the department designates the school as a school in need of intervention. By September 1, 2021, the department shall identify priority schools designated as schools in need of intervention to participate in the pilot program.

(b) A school in need of intervention that is required to participate in the pilot program must remain in the pilot program until the conclusion of the pilot program.

49-6-3606.

(a) By September 30, 2021, the local board of education for a priority school that the department has designated as a school in need of intervention shall establish a school turnaround committee for each school in the LEA that is participating in the school turnaround pilot program. The school turnaround committee shall make recommendations concerning the school turnaround plan to the local board of education. The school turnaround committee must be composed of the following members:

(1) The local school board member who represents the voting district in which the school is located;

(2) The principal of the school;

(3) Three (3) parents of students enrolled in the school, to be appointed by the director of schools;

(4) Two (2) teachers at the school, to be appointed by the local board of education; and

(5) Two (2) teachers at the school, to be appointed by the director of schools.

(b)

(1) The members of the school turnaround committee must serve until the end of the pilot program, unless a member ceases to qualify for the position.

(2) Before the end of the pilot program, if a person replaces the local board of education member serving on the school turnaround committee on the local board of education, or, if the local board of education appoints a new principal of the school, then the new local board of education member or the new principal fills the position on the school turnaround committee held by the new local board of education member's or the new school principal's predecessor.

(3) If, before the end of the pilot program, a parent member ceases to have a student enrolled at the school in the pilot program, a teacher member

ceases to teach at the school in the pilot program, or a parent or teacher member resigns or otherwise cannot fulfill the member's duties, then the member's position on the school turnaround committee is vacated and the respective appointing authority shall appoint a new member to serve the remainder of the pilot program on the school turnaround committee.

(c) By November 30, 2021, the local board of education shall contract with an independent school turnaround expert from a list of qualified experts provided by the department pursuant to § 49-6-3607, who shall develop a school turnaround plan in collaboration with the school turnaround committee that includes:

(1) The findings of the analysis conducted by the independent school turnaround expert described in § 49-6-3607;

(2) Recommendations compliant with state and federal law regarding changes to the school's personnel, culture, curriculum, assessments, instructional practices, governance, leadership, finances, policies, or other areas that may be necessary to implement the school turnaround plan;

(3) Measurable student achievement goals and objectives;

(4) A professional development plan that identifies strategies to address problems of instructional practice;

(5) A leadership development plan focused on strategies to turn around the school;

(6) How progress will be monitored and assessed;

(7) How data on progress will be communicated and reported to stakeholders; and

(8) A timeline for implementation that aligns with the timelines established for the pilot program in this part.

(d)

(1) By March 1, 2022, the school turnaround committee shall submit the recommended school turnaround plan to the local board of education. The local board of education may recommend changes to the school turnaround committee for the school turnaround plan, but the school turnaround committee and the local board of education must agree on a final school turnaround plan. The local board of education shall submit the final school turnaround plan to the department for approval by April 1, 2022.

(2) If the local board of education and the school turnaround committee do not agree on the final school turnaround plan before April 1, 2022, then the local board of education and the school turnaround committee may independently submit a proposed school turnaround plan to the department for approval. The department may make any necessary changes to a proposed school turnaround plan submitted to the department, but shall approve one (1) of the proposed school turnaround plans for the school in need of intervention.

(3) Upon the department's receipt of a school turnaround plan submitted for approval pursuant to subdivision (d)(1), the department shall:

(A) Review a school turnaround plan submitted for approval under subdivision (d)(1) within thirty (30) days of submission; and

(B) Approve a school turnaround plan submitted in accordance with subdivision (d)(1) that is timely, well-developed, and aligned with the rubric developed by the department. The department may recommend additional changes to the school turnaround plan submitted to the department before the department approves the school turnaround plan.

49-6-3607.

(a) The department shall establish the minimum qualifications required for independent school turnaround experts and provide LEAs with a list of at least two (2) qualified independent school turnaround experts. The list of qualified experts must be

procured competitively and in compliance with all state laws and rules regarding the procurement of goods and services by state agencies. In establishing the minimum qualifications required for independent school turnaround experts, the department shall ensure that each qualified independent school turnaround expert:

(1) Has a credible track record of improving student academic achievement in public schools with various demographic characteristics, as evidenced by statewide assessment results;

(2) Has experience designing, implementing, and evaluating data-driven instructional systems in public schools;

(3) Has experience coaching public-school administrators and teachers on designing and implementing data-driven school turnaround plans;

(4) Has experience collaborating with the various education entities that govern public schools;

(5) Has experience delivering high-quality professional development and coaching in instructional effectiveness to public school administrators and teachers; and

(6) Is willing to travel to a school in need of intervention regardless of the school's location.

(b) The local board of education for a school in need of intervention shall select and contract with an independent school turnaround expert identified on the list of qualified independent school turnaround experts provided by the department to:

(1) Collect and analyze data on the achievement, personnel, culture, curriculum, assessments, instructional practices, governance, leadership, finances, and policies of a school assigned to the school turnaround group;

(2) Recommend changes compliant with state and federal law to the school's culture, curriculum, assessments, instructional practices, governance,

finances, policies, or other areas based on data collected under subdivision

(b)(1);

(3) Develop and implement, in partnership with the school turnaround committee, a school turnaround plan that meets the criteria described in § 49-6-3606(c);

(4) Monitor the effectiveness of a school turnaround plan through various means of evaluation, including, but not limited to, on-site visits, observations, surveys, analysis of student achievement data, and interviews;

(5) Provide ongoing implementation support and project management for a school turnaround plan;

(6) Provide high-quality professional development and coaching personalized for the staff of a school assigned to the school turnaround group that is designed to build the:

(A) Leadership capacity of the school principal;

(B) Instructional capacity of the school staff; and

(C) Collaborative practices of teacher and leadership teams;

(7) Provide job-embedded professional learning and coaching for all instructional staff on an ongoing basis; and

(8) Provide a principal of a school assigned to the school turnaround group job-embedded professional learning and coaching at least twice per month during the school year that focuses on strategies to improve the performance of the school.

(c) The contract payments to the independent school turnaround expert required in § 49-6-3606(c) must be structured as follows:

(1) An independent school turnaround expert receives the initial fifty percent (50%) of the payment due for all services provided under the contract on a prorated basis over the term of the contract; and

(2) The local board of education shall not render the remaining fifty percent (50%) of the payment due to the independent school turnaround expert for all services provided under the contract until the end of the school turnaround pilot program, but such payment is only rendered if the school in need of intervention served by the independent school turnaround expert meets the priority school exit criteria by the end of the 2024-2025 school year.

(d) Subject to available funds, the department may develop a program to incentivize independent school turnaround experts, and the schools in need of intervention to which they are providing services, to meet the priority school exit criteria prior to the 2024-2025 school year.

49-6-3608. Subject to available funds, the department shall provide grants to local boards of education with schools in need of intervention to facilitate the implementation of interventions identified in an approved school turnaround plan, including the funding of contracts with qualified independent school turnaround experts.

SECTION 2. It is the legislative intent that any funds appropriated to implement this act by the general appropriations act shall not be obligated or expended until fiscal year 2025.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

House Finance, Ways, and Means Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1281

House Bill No. 948*

by deleting from § 68-11-1607(u)(2)(B) in SECTION 1 the language "subdivision (u)(3)(A)" and substituting the language "subdivision (u)(2)(A)".



0201987905



007935

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 229

House Bill No. 6*

by deleting subsection (f) of Section 1 and substituting instead the following:

(f) Subject to appropriation in the general appropriations act:

(1) The commission shall not:

(A) Use net proceeds of the state lottery to fund completion grants awarded pursuant to this section; or

(B) Award more than two hundred fifty thousand dollars (\$250,000) in completion grants in the first year of the pilot program or in any subsequent year of the pilot program;

(2) The commission shall only use funds available to the commission from the unexpended balance of the qualified work-based learning grant fund established pursuant to § 49-11-903 to award completion grants pursuant to this section;

(3) All funds allocated to the commission from the funds available in the qualified work-based learning grant fund for purposes of this section that remain unexpended at the end of a fiscal year do not revert to the general fund, but must be carried forward into subsequent fiscal years to effectuate the purposes of this section;

(4) Funds allocated to the commission from the qualified work-based learning grant fund for purposes of this section for each fiscal year must provide the commission with sufficient funds to ensure that the minimum balance of funds available to the commission on July 1 of that fiscal year is not less than two hundred fifty thousand dollars (\$250,000), including any funds that may have been carried forward from preceding fiscal years; and



0217113744



008070

(5) Any funds that remain unexpended at the conclusion of the pilot program revert to the general fund at the end of the fiscal year.

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 513*

House Bill No. 744

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 7, Part 1, is amended by adding the following new section:

(a) In accordance with § 40-38-102, whenever possible, victims of crime must have separate and secure waiting areas during all critical stages of the judicial process, and to further the availability of such separate and secure waiting areas, the district attorneys general conference shall assist in assessing whether such space exists for victims to meet with attorneys, law enforcement, counselors, and others, and to wait while attending judicial proceedings in judicial facilities throughout the state.

(b) By March 1, 2022, the district attorneys general conference shall submit a report to the chairs of the judiciary committee of the senate and the criminal justice committee of the house of representatives as to whether separate and secure waiting areas exist within each of the thirty-one (31) judicial districts along with recommendations to achieve the requirements of § 40-38-102.

(c) The district attorneys general conference additionally shall determine whether grant or other funding is available to create separate and secure waiting areas or to improve such existing spaces and shall assist judicial districts in achieving the creation or improvement of such separate and secure waiting areas.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.



0103710444



008120

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1135

House Bill No. 745*

by deleting all language after the caption and substituting the following:

WHEREAS, the COVID-19 pandemic has created public health and economic crises in the United States and in the State of Tennessee; and

WHEREAS, it is imperative that Tennesseans be armed with the skills necessary to survive and compete in a post-pandemic workforce; and

WHEREAS, *Site Selection* magazine cites ACT WorkKeys® National Career Readiness Certificate (NCRC) as the way for working-age adults in rural areas to demonstrate their personal career aptitude and the readiness of their communities for corporate investment; and

WHEREAS, the State recognizes that many employers require the NCRC as a condition of employment; and

WHEREAS, the opportunity to pursue the industry-recognized, nationally portable NCRC will provide Tennesseans access to the jobs necessary for their recovery from the economic crisis caused by the COVID-19 pandemic; and

WHEREAS, in the spirit of the Complete College Tennessee Act of 2010, the NCRC aligns with the State's vision to increase the number of Tennesseans that earn a postsecondary credential in order to remain economically competitive nationally and globally; and

WHEREAS, the ability to attract business and industry into the State and its municipalities will aid the State in its recovery from the crises caused by the COVID-19 pandemic by allowing the State to achieve a statewide Work Ready Community designation; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:



0958355413



008086

SECTION 1. This act is known and may be cited as the "Tennessee Work Ready Opportunity Program."

SECTION 2. Tennessee Code Annotated, Section 49-6-6001(b), is amended by adding the following as a new subdivision:

() Subject to available federal funds, as a strategy for assessing and certifying students' career readiness and providing students with more choices in identifying career pathways, LEAs and public charter schools shall provide each student the opportunity to take nationally recognized assessments in the 2021-2022 and 2022-2023 school years.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1617*

House Bill No. 1398

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 31, is amended by adding the following as a new section:

(a) A health insurance issuer, managed health insurance issuer as defined in § 56-32-128(a), pharmacy benefits manager, or other third-party payer shall not:

(1) Reimburse a 340B entity for pharmacy-dispensed drugs at a rate lower than the rate paid for the same drug by national drug code number to pharmacies that are not 340B entities;

(2) Assess a fee, chargeback, or adjustment upon a 340B entity that is not equally assessed on non-340B entities;

(3) Exclude 340B entities from its network of participating pharmacies based on criteria that is not applied to non-340B entities; or

(4) Require a claim for a drug by national drug code number to include a modifier to identify that the drug is a 340B drug.

(b) With respect to a patient eligible to receive drugs subject to an agreement under 42 U.S.C. § 256b, a pharmacy benefits manager, or third party that makes payment for those drugs, shall not discriminate against a 340B entity in a manner that violates § 56-7-2359 or otherwise prevents or interferes with the patient's choice to receive those drugs from the 340B entity.

(c) Notwithstanding § 56-7-1005, this section does not apply to:



0358556105



008088

(1) The TennCare program administered under the Medical Assistance Act of 1968, compiled in title 71, chapter 5, part 1, or a successor Medicaid program;

(2) The CoverKids Act of 2006, compiled in title 71, chapter 3, part 11, or a successor program; or

(3) The prescription drug program described in chapter 57 of this title, or a successor program.

(d) As used in this section:

(1) "340B entity" means a covered entity participating in the federal 340B drug discount program, as defined in section 340B of the Public Health Service Act, 42 U.S.C. § 256b, including the entity's pharmacy or pharmacies, or any pharmacy or pharmacies under contract with the 340B covered entity to dispense drugs on behalf of the 340B covered entity; and

(2) "National drug code number" means the unique national drug code number that identifies a specific approved drug, its manufacturer, and its package presentation.

SECTION 2. Tennessee Code Annotated, Title 56, Chapter 7, Part 31, is amended by adding the following as a new section:

(a) A pharmacy benefits manager or a covered entity shall not require a person covered under a pharmacy benefit contract, that provides coverage for prescription drugs, including specialty drugs, to pay an additional fee, higher copay, higher coinsurance, second copay, second coinsurance, or other penalty when obtaining prescription drugs, including specialty drugs from a contracted pharmacy.

(b) A pharmacy benefits manager or a covered entity shall not interfere with the patient's right to choose a contracted pharmacy or contracted provider of choice in a manner that violates § 56-7-2359 or by other means, including inducement, steering, or offering financial or other incentives.

SECTION 3. Tennessee Code Annotated, Title 56, Chapter 7, Part 32, is amended by adding the following as a new section:

(a) Notwithstanding a law to the contrary, a pharmacy benefits manager or a covered entity shall base the calculation of any coinsurance or deductible for a prescription drug or device on the allowed amount of the drug or device. For purposes of this section, coinsurance or deductible does not mean or include copayments.

(b) Notwithstanding a law to the contrary, a pharmacy benefits manager shall not charge a covered entity an amount greater than the reimbursement paid by a pharmacy benefits manager to a contracted pharmacy for the prescription drug or device.

(c)

(1) Notwithstanding a law to the contrary, and except as otherwise provided in this subsection (c), a pharmacy benefits manager shall not reimburse a contracted pharmacy for a prescription drug or device an amount that is less than the actual cost to that pharmacy for the prescription drug or device.

(2)

(A) Subdivision (c)(1) does not apply to a pharmacy benefits manager when utilizing a reimbursement methodology that is identical to the methodology provided for in the state plan for medical assistance approved by the federal centers for medicare and medicaid services.

(B) If a pharmacy benefits manager utilizes a reimbursement methodology that is identical to the methodology provided for in the state plan for medical assistance approved by the federal centers for medicare and medicaid services, then the pharmacy benefits manager shall establish a process for a pharmacy to appeal a reimbursement paid at average acquisition cost and receive an adjusted payment by providing valid and reliable evidence that the reimbursement does not reflect the actual cost to the pharmacy for the prescription drug or device.

(3)

(A) Subdivision (c)(1) does not apply to a covered entity or pharmacy benefits manager that establishes a clearly defined process through which a pharmacy may contest the actual reimbursement received for a particular drug or medical product or device.

(B) If a pharmacy chooses to contest the actual reimbursement cost for a particular drug or medical product or device, then the pharmacy has the right to designate a pharmacy services administrative organization or other agent to file and handle its appeal of the actual reimbursement.

(4) A covered entity's or pharmacy benefits manager's appeals process must be approved by the commissioner of commerce and insurance and comply with the timing and notice requirements of § 56-7-3108.

(d) As used in this section, "allowed amount" means the cost of a prescription drug or device after applying pharmacy benefits manager or covered entity pricing discounts available at the time of the prescription claim transaction.

SECTION 4. Tennessee Code Annotated, Title 56, Chapter 7, Part 32, is amended by adding the following as a new section:

A pharmacy benefits manager has a responsibility to report to the plan and the patient any benefit percentage that either are entitled to as a benefit as a covered person.

SECTION 5. Tennessee Code Annotated, Title 56, Chapter 7, Part 32, is amended by adding the following as a new section:

(a)

(1) A covered entity shall, upon request of an enrollee, enrollee's healthcare provider, or authorized third party, furnish the cost, benefit, and coverage data described in subsection (b) to the enrollee, the enrollee's

healthcare provider, or an authorized third party, and shall ensure that the data is:

(A) Accurate as of the most recent change to the data that was made prior to the date of request;

(B) Provided in real time; and

(C) Provided in the same format in which the request is made.

(2)

(A) A request for coverage data must be in a format that uses established industry content and transport standards as published by the following:

(i) A standard developing organization that is accredited by the American National Standards Institute, including, but not limited to, the National Council for Prescription Drug Programs, ASC X12, and Health Level 7; or

(ii) A relevant governing entity of this state or the federal government, including, but not limited to, the federal centers for medicare and medicaid services and the office of national coordinator for health information technology.

(B) The following are not acceptable formats for requests for coverage data under this section:

(i) A facsimile; or

(ii) Use of a proprietary payor or patient portal or other electronic form.

(b) A covered entity that receives a request for data that complies with subsection (a) shall provide the following data for each drug covered under the enrollee's health plan:

(1) The enrollee's eligibility information for the drug;

(2) A list of any clinically appropriate alternatives to drugs covered under the enrollee's health plan;

(3) Cost-sharing information for the drugs and the clinically appropriate alternatives; and

(4) Applicable utilization management requirements for the drugs or clinically appropriate alternatives, including prior authorization, step therapy, quantity limits, and site-of-service restrictions.

(c) A covered entity that furnishes data as provided in subsection (b) shall not:

(1) Restrict, prohibit, or otherwise hinder a healthcare provider from communicating or sharing with the enrollee or enrollee's authorized representative:

(A) The data set forth in subsection (b);

(B) Additional information on lower-cost or clinically appropriate alternative drugs, whether or not the drugs are covered under the enrollee's plan; or

(C) Additional payment or cost-sharing information that may reduce the patient's out-of-pocket costs, such as cash price or patient assistance, and support programs sponsored by a manufacturer, foundation, or other entity;

(2) Except as may be required by law, interfere with, prevent, or materially discourage access to, exchange of, or the use of the data set forth in subsection (b), including:

(A) Charging fees;

(B) Failing to respond to a request at the time made when such a response is reasonably possible;

(C) Implementing technology in nonstandard ways; or

(D) Instituting requirements, processes, policies, procedures, or renewals that are likely to substantially increase the complexity or burden of accessing, exchanging, or using the data; or

(3) Penalize a healthcare provider for:

(A) Disclosing the information described in subdivision (c)(1) to an enrollee; or

(B) Prescribing, administering, or ordering a clinically appropriate or lower-cost alternative drug.

SECTION 6. Sections 1-4 of this act take effect July 1, 2021, the public welfare requiring it. Section 5 of this act takes effect January 1, 2022, the public welfare requiring it.

House Finance, Ways, and Means Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

AMEND Senate Bill No. 538*

House Bill No. 656

by deleting Section 3 and renumbering the effective date section accordingly.

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____



0348791813



008093

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1402

House Bill No. 1039*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 50-7-301(b), is amended by deleting the benefit table and substituting:

BENEFIT TABLE

(Effective for benefit years established on and after July 5, 1992)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 780.01 through \$ 806.00	\$55.00
806.01 through 832.00	56.00
832.01 through 858.00	57.00
858.01 through 884.00	58.00
884.01 through 910.00	59.00
910.01 through 936.00	60.00
936.01 through 962.00	61.00
962.01 through 988.00	62.00
988.01 through 1,014.00	63.00
1,014.01 through 1,040.00	64.00
1,040.01 through 1,066.00	65.00
1,066.01 through 1,092.00	66.00
1,092.01 through 1,118.00	67.00
1,118.01 through 1,144.00	68.00



0298839741



006977

1,144.01 through 1,170.00	69.00
1,170.01 through 1,196.00	70.00
1,196.01 through 1,222.00	71.00
1,222.01 through 1,248.00	72.00
1,248.01 through 1,274.00	73.00
1,274.01 through 1,300.00	74.00
1,300.01 through 1,326.00	75.00
1,326.01 through 1,352.00	76.00
1,352.01 through 1,378.00	77.00
1,378.01 through 1,404.00	78.00
1,404.01 through 1,430.00	79.00
1,430.01 through 1,456.00	80.00
1,456.01 through 1,482.00	81.00
1,482.01 through 1,508.00	82.00
1,508.01 through 1,534.00	83.00
1,534.01 through 1,560.00	84.00
1,560.01 through 1,586.00	85.00
1,586.01 through 1,612.00	86.00
1,612.01 through 1,638.00	87.00
1,638.01 through 1,664.00	88.00
1,664.01 through 1,690.00	89.00
1,690.01 through 1,716.00	90.00
1,716.01 through 1,742.00	91.00
1,742.01 through 1,768.00	92.00
1,768.01 through 1,794.00	93.00
1,794.01 through 1,820.00	94.00
1,820.01 through 1,846.00	95.00

1,846.01 through 1,872.00	96.00
1,872.01 through 1,898.00	97.00
1,898.01 through 1,924.00	98.00
1,924.01 through 1,950.00	99.00
1,950.01 through 1,976.00	100.00
1,976.01 through 2,002.00	101.00
2,002.01 through 2,028.00	102.00
2,028.01 through 2,054.00	103.00
2,054.01 through 2,080.00	104.00
2,080.01 through 2,106.00	105.00
2,106.01 through 2,132.00	106.00
2,132.01 through 2,158.00	107.00
2,158.01 through 2,184.00	108.00
2,184.01 through 2,210.00	109.00
2,210.01 through 2,236.00	110.00
2,236.01 through 2,262.00	111.00
2,262.01 through 2,288.00	112.00
2,288.01 through 2,314.00	113.00
2,314.01 through 2,340.00	114.00
2,340.01 through 2,366.00	115.00
2,366.01 through 2,392.00	116.00
2,392.01 through 2,418.00	117.00
2,418.01 through 2,444.00	118.00
2,444.01 through 2,470.00	119.00
2,470.01 through 2,496.00	120.00
2,496.01 through 2,522.00	121.00
2,522.01 through 2,548.00	122.00

2,548.01 through 2,574.00	123.00
2,574.01 through 2,600.00	124.00
2,600.01 through 2,626.00	125.00
2,626.01 through 2,652.00	126.00
2,652.01 through 2,678.00	127.00
2,678.01 through 2,704.00	128.00
2,704.01 through 2,730.00	129.00
2,730.01 through 2,756.00	130.00
2,756.01 through 2,782.00	131.00
2,782.01 through 2,808.00	132.00
2,808.01 through 2,834.00	133.00
2,834.01 through 2,860.00	134.00
2,860.01 through 2,886.00	135.00
2,886.01 through 2,912.00	136.00
2,912.01 through 2,938.00	137.00
2,938.01 through 2,964.00	138.00
2,964.01 through 2,990.00	139.00
2,990.01 through 3,016.00	140.00
3,016.01 through 3,042.00	141.00
3,042.01 through 3,068.00	142.00
3,068.01 through 3,094.00	143.00
3,094.01 through 3,120.00	144.00
3,120.01 through 3,146.00	145.00
3,146.01 through 3,172.00	146.00
3,172.01 through 3,198.00	147.00
3,198.01 through 3,224.00	148.00
3,224.01 through 3,250.00	149.00

3,250.01 through 3,276.00	150.00
3,276.01 through 3,302.00	151.00
3,302.01 through 3,328.00	152.00
3,328.01 through 3,354.00	153.00
3,354.01 through 3,380.00	154.00
3,380.01 through 3,406.00	155.00
3,406.01 through 3,432.00	156.00
3,432.01 through 3,458.00	157.00
3,458.01 through 3,484.00	158.00
3,484.01 through 3,510.00	159.00
3,510.01 through 3,536.00	160.00
3,536.01 through 3,562.00	161.00
3,562.01 through 3,588.00	162.00
3,588.01 through 3,614.00	163.00
3,614.01 through 3,640.00	164.00
3,640.01 through 3,666.00	165.00
3,666.01 through 3,692.00	166.00
3,692.01 through 3,718.00	167.00
3,718.01 through 3,744.00	168.00
3,744.01 through 3,770.00	169.00
3,770.01 through 3,796.00	170.00
3,796.01 through 3,822.00	171.00
3,822.01 through 3,848.00	172.00
3,848.01 through 3,874.00	173.00
3,874.01 through 3,900.00	174.00
3,900.01 through 3,926.00	175.00
3,926.01 through 3,952.00	176.00

3,952.01 through 3,978.00	177.00
3,978.01 through 4,004.00	178.00
4,004.01 through 4,030.00	179.00
4,030.01 through 4,056.00	180.00
4,056.01 through 4,082.00	181.00
4,082.01 through 4,108.00	182.00
4,108.01 through 4,134.00	183.00
4,134.01 through 4,160.00	184.00
4,160.01 through 4,186.00	185.00
4,186.01 through 4,212.00	186.00
4,212.01 through 4,238.00	187.00
4,238.01 through 4,264.00	188.00
4,264.01 through 4,290.00	189.00
4,290.01 through 4,316.00	190.00
4,316.01 through 4,342.00	191.00
4,342.01 through 4,368.00	192.00
4,368.01 through 4,394.00	193.00
4,394.01 through 4,420.00	194.00

(Effective for Benefit Years Established on or after July 4, 1993)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 4,420.01 through \$ 4,446.00	\$195.00
4,446.01 through 4,472.00	196.00
4,472.01 through 4,498.00	197.00
4,498.01 through 4,524.00	198.00
4,524.01 through 4,550.00	199.00

4,550.01 through 4,576.00	200.00
4,576.01 through 4,602.00	201.00
4,602.01 through 4,628.00	202.00
4,628.01 through 4,654.00	203.00
4,654.01 through 4,680.00	204.00
4,680.01 through 4,706.00	205.00
4,706.01 through 4,732.00	206.00
4,732.01 through 4,758.00	207.00
4,758.01 through 4,784.00	208.00
4,784.01 through 4,810.00	209.00
4,810.01 through 4,836.00	210.00

(Effective for Benefit Years Established on or after July 3, 1994)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 4,836.01 through \$ 4,862.00	\$211.00
4,862.01 through 4,888.00	212.00
4,888.01 through 4,914.00	213.00
4,914.01 through 4,940.00	214.00
4,940.01 through 4,966.00	215.00
4,966.01 through 4,992.00	216.00
4,992.01 through 5,018.00	217.00
5,018.01 through 5,044.00	218.00
5,044.01 through 5,070.00	219.00
5,070.01 through 5,096.00	220.00
5,096.01 through 5,122.00	221.00
5,122.01 through 5,148.00	222.00

5,148.01 through 5,174.00	223.00
5,174.01 through 5,200.00	224.00

(Effective for Benefit Years Established on or after July 7, 1996)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 5,200.01 through \$ 5,226.00	\$225.00
5,226.01 through 5,252.00	226.00
5,252.01 through 5,278.00	227.00
5,278.01 through 5,304.00	228.00
5,304.01 through 5,330.00	229.00
5,330.01 through 5,356.00	230.00
5,356.01 through 5,382.00	231.00
5,382.01 through 5,408.00	232.00
5,408.01 through 5,434.00	233.00
5,434.01 through 5,460.00	234.00
5,460.01 through 5,486.00	235.00
5,486.01 through 5,512.00	236.00
5,512.01 through 5,538.00	237.00
5,538.01 through 5,564.00	238.00
5,564.01 through 5,590.00	239.00
5,590.01 through 5,616.00	240.00
5,616.01 through 5,642.00	241.00
5,642.01 through 5,668.00	242.00
5,668.01 through 5,694.00	243.00
5,694.01 through 5,720.00	244.00
5,720.01 through 5,746.00	245.00

(Effective for Benefit Years Established on or after July 6, 1997)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 5,746.01 through \$ 5,772.00	\$246.00
5,772.01 through 5,798.00	247.00
5,798.01 through 5,824.00	248.00
5,824.01 through 5,850.00	249.00
5,850.01 through 5,876.00	250.00
5,876.01 through 5,902.00	251.00
5,902.01 through 5,928.00	252.00
5,928.01 through 5,954.00	253.00
5,954.01 through 5,980.00	254.00
5,980.01 through 6,006.00	255.00
6,006.01 through 6,032.00	256.00
6,032.01 through 6,058.00	257.00
6,058.01 through 6,084.00	258.00
6,084.01 through 6,110.00	259.00
6,110.01 through 6,136.00	260.00
6,136.01 through 6,162.00	261.00
6,162.01 through 6,188.00	262.00
6,188.01 through 6,214.00	263.00
6,214.01 through 6,240.00	264.00
6,240.01 through 6,266.00	265.00

(Effective for Benefit Years Established on or after July 5, 1998)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 6,266.01 through \$ 6,292.00	\$266.00
6,292.01 through 6,318.00	267.00
6,318.01 through 6,344.00	268.00
6,344.01 through 6,370.00	269.00
6,370.01 through 6,396.00	270.00
6,396.01 through 6,422.00	271.00
6,422.01 through 6,448.00	272.00
6,448.01 through 6,474.00	273.00
6,474.01 through 6,500.00	274.00
6,500.01 through 6,526.00	275.00
6,526.01 through 6,552.00	276.00
6,552.01 through 6,578.00	277.00
6,578.01 through 6,604.00	278.00
6,604.01 through 6,630.00	279.00
6,630.01 through 6,656.00	280.00

(Effective for Benefit Years Established on or after August 5, 2001)

<u>COLUMN A</u>	<u>COLUMN B</u>
Average Wages Paid in Highest Two Quarters of Base Period	Weekly Benefit Amount
\$ 6,656.01 through \$ 6,682.00	\$281.00
6,682.01 through 6,708.00	282.00
6,708.01 through 6,734.00	283.00
6,734.01 through 6,760.00	284.00
6,760.01 through 6,786.00	285.00

6,786.01 through 6,812.00	286.00
6,812.01 through 6,838.00	287.00
6,838.01 through 6,864.00	288.00
6,864.01 through 6,890.00	289.00
6,890.01 through 6,916.00	290.00
6,916.01 through 6,942.00	291.00
6,942.01 through 6,968.00	292.00
6,968.01 through 6,994.00	293.00
6,994.01 through 7,020.00	294.00
7,020.01 through 7,046.00	295.00
7,046.01 through 7,072.00	296.00
7,072.01 through 7,098.00	297.00
7,098.01 through 7,124.00	298.00
7,124.01 through 7,150.00	299.00
7,150.01 and over	300.00

SECTION 2. Tennessee Code Annotated, Section 50-7-301, is amended by deleting subsection (d) and substituting:

(d) **Maximum Benefits.**

(1) Beginning with those benefit years established on July 4, 1983, and ending November 30, 2023, a claimant is eligible during a benefit year to a total amount of benefits equal to whichever is the lesser of:

(A) Twenty-six (26) times the claimant's weekly benefit amount; or

(B) One-fourth (1/4) of the claimant's wages for insured work

paid.

(2) Beginning with those benefit years established on December 1, 2023, a claimant is eligible during a benefit year to a total amount of benefits:

(A) Equal to:

(i) Twelve (12) weeks, if the state average unemployment rate is at or below five and five-tenths percent (5.5%); and

(ii) An additional week in addition to the twelve (12) weeks described in subdivision (d)(2)(A)(i) for each five-tenths percent (0.5%) increment in the state's average unemployment rate above five and five-tenths percent (5.5%); and

(B) Up to a maximum of twenty (20) weeks if the state's average unemployment rate exceeds nine percent (9%).

(3)

(A) The total amount of benefits, if not a multiple of one dollar (\$1.00), must be computed at the next lower multiple of one dollar (\$1.00).

(B) A claimant is not entitled to benefits if the claimant's base period earnings are less than forty (40) times the claimant's weekly benefit amount.

(C) A claimant is not entitled to benefits if the claimant's base period earnings, outside the claimant's highest calendar quarter of earnings, are less than the lesser of six (6) times the claimant's weekly benefit amount or nine hundred dollars (\$900).

(4)

(A) For purposes of subdivision (d)(2)(A), the department shall determine the state average unemployment rate biannually, and the rate must be equal to the seasonally adjusted unemployment rate, as published by the United States department of labor.

(B) Notwithstanding subdivision (d)(2)(A), a claimant's maximum eligibility shall not be reduced or increased during a benefit year for a claim.

SECTION 3. The headings in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 4. Section 1 and Section 2 take effect December 1, 2023, the public welfare requiring it; all other provisions of this act take effect upon becoming a law, the public welfare requiring it.

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 298*

House Bill No. 443

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 9, Part 7, is amended by adding the following as a new section:

(a) In addition to the resident training programs provided in this part, and subject to specific appropriation of funds by the general assembly, there are created the following two (2) resident training programs:

(1) A resident training program to provide resident training opportunities for doctors of medicine focusing on family practice, general pediatrics, and psychiatry to provide medical and behavioral health services in medically underserved areas and rural counties, distributed across all three (3) grand divisions of this state; and

(2) A resident training program to provide resident training opportunities for physicians focusing on family medicine and general internal medicine to provide medical and behavioral health services in medically underserved areas and rural counties, distributed across all three (3) grand divisions of this state.

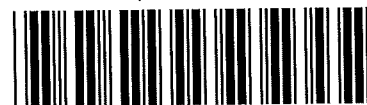
(b)

(1) The Tennessee higher education commission, in cooperation with the department of health, shall administer the resident training program described in subdivision (a)(1).

(2) The Tennessee higher education commission shall contract with accredited medical schools and sponsoring institutions of residency programs



0855571905



008111

approved by the Accreditation Council of Graduate Medical Education (ACGME) to provide doctor of medicine resident training opportunities consistent with this section.

(3) The resident training program described in subdivision (a)(1) must be open to all qualified candidates, and resident training opportunities must be filled using the matching process used for graduate medical education that exists on the effective date of this act.

(4) The Tennessee higher education commission shall consult with the bureau of TennCare and establish the same process and methodology for the allocation of graduate medical education funds under this section as TennCare uses to distribute TennCare graduate medical education funds.

(c)

(1) Lincoln Memorial University, in cooperation with the department of health, shall administer the resident training program described in subdivision (a)(2).

(2) Lincoln Memorial University may contract with other accredited osteopathic or allopathic medical schools and sponsoring institutions of residency programs approved by the Accreditation Council of Graduate Medical Education (ACGME) to provide physician resident training opportunities consistent with this section.

(3) The resident training opportunities created pursuant to the resident training program described in subdivision (a)(2):

(A) Must use ACGME-accredited family medicine or general internal medicine residency programs with institutional sponsors that are either local community hospitals or community health systems; and

(B) Shall not use residency programs with institutional sponsors that are universities or medical schools.

(d) The resident training programs created by this section must make maximum feasible use of non-state funds from the federal government, private sources, and fees for services in a manner that is consistent with accreditation standards when developing and implementing the additional resident training opportunities created by this section.

(e) Resident training opportunities created under this section are not eligible for graduate medical education funds distributed by the bureau of TennCare pursuant to § 71-5-2005(d)(1)(C).

SECTION 2. It is the intent of the general assembly that, of the state funds appropriated to implement this act during the 2021-2022 state fiscal year, four million dollars (\$4,000,000) be allocated for the implementation of the resident training program that is administered by the University of Tennessee and East Tennessee State University, and that one million five hundred thousand dollars (\$1,500,000) be allocated for the implementation of the resident training program that is administered by Lincoln Memorial University.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.

House Finance, Ways, and Means Subcommittee Am. #2

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 298*

House Bill No. 443

by deleting the language "the same process" in Section 1(b)(4) and substituting instead "a similar process".



0929699113



008128

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 551*

House Bill No. 761

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-6-393, is amended by adding the following as a new subsection:

(1) There is exempt from the tax imposed by this chapter the retail sale of gun safes and gun safety devices, if sold between 12:01 a.m. on July 1, 2021, and 11:59 p.m. on June 30, 2022.

(2) For purposes of this subsection ():

(A) "Gun safe" means a locking container or other enclosure equipped with a padlock, key lock, combination lock, or other locking device that is designed and intended for the secure storage of one (1) or more firearms; and

(B) "Gun safety device" means any integral device to be equipped or installed on a firearm that permits a user to program the firearm to operate only for specified persons designated by the user through computerized locking devices or other means integral to and permanently part of the firearm.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.



0191402613



007751

House Finance, Ways, and Means Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 843

House Bill No. 513*

by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. This act is known and may be cited as the "Law and Order Act of 2021."



0728481503



008124

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 114

House Bill No. 130*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 33-1-309(d), is amended by designating the existing language as subdivision (d)(1) and adding the following as a new subdivision:

(2) The methodology must include an increase of the hourly wage for direct care professionals employed at contracted agencies of DIDD for the home and community-based waiver programs for persons with intellectual and developmental disabilities, or any successor programs, such that on July 1, 2021, the hourly wage is at least twelve dollars and fifty cents (\$12.50) per hour.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.



0068717613



007755

House Finance, Ways, and Means Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 679*

House Bill No. 975

by deleting the following language from Section 2:

and also all sales of food, drinks, and merchandise sold on the premises in conjunction with those events, and all related services that are otherwise subject to sales tax to specifically include, but not be limited to, parking.

and substituting instead the following:

and from all sales of food, drinks, merchandise, and parking, which includes parking of recreational vehicles and other vehicles, regardless of whether such vehicles are used for overnight accommodations or connected to electric and water services, sold from a location on the premises of the motor sports facility in conjunction with an event occurring at the motor sports facility.

AND FURTHER AMEND by deleting the following language from Section 3:

and also the sale of food, drinks, and merchandise sold on the premises in conjunction with those events, and all related services that are otherwise subject to sales tax to specifically include, but not be limited to, parking.

and substituting instead the following:

and from all sales of food, drinks, merchandise, and parking, which includes parking of recreational vehicles and other vehicles, regardless of whether such vehicles are used for overnight accommodations or connected to electric and water services, sold from a location on the premises of the motor sports facility in conjunction with an event occurring at the motor sports facility.

AND FURTHER AMEND by deleting Section 4 and substituting instead the following:



0816799313



008023

SECTION 4. This act takes effect July 1, 2021, the public welfare requiring it.